

ITEM NO. _____

PREPARED BY: Diep Tran

COMMISSIONER _____

APPROVED BY: _____

RESOLUTION APPROVING CONTRACT IN THE AMOUNT NOT TO EXCEED \$588,898.00 WITH BARNES & BROWER, INC. FOR RENOVATING RESTROOM FACILITIES FOR AMERICANS WITH DISABILITIES ACT (ADA) COMPLIANCE AT 201 POPLAR; AND THIS ITEM REQUIRES EXPENDITURE OF COUNTY CIP FUNDS IN THE AMOUNT OF \$588,898.00 FROM THE FY 2009-2010 BUDGET FOR CIP NUMBER 307371, OFFICE BUILDINGS. SPONSORED BY COMMISSIONER DEIDRE MALONE.

WHEREAS, The Americans with Disabilities Act (ADA) of 1990, which went into effect on January 26, 1992, was enacted to protect the civil rights of people with disabilities; and

WHEREAS, All public agencies are required to complete several administrative measures to ensure compliance with the ADA; and

WHEREAS, The ADA requires that Shelby County Government modify, as soon as feasible, any facilities that are determined to be inconsistent with ADA requirements; and

WHEREAS, Inconsistencies with ADA requirements have been identified at 201 Poplar; and

WHEREAS, Sealed Bids were requested and received on October 27, 2009, with the best/low bid being submitted by Barnes & Brower, Inc. in the amount of \$588,898.00; and

WHEREAS, Funds are available in CIP Project Number 307371, Office Buildings; and

WHEREAS, It is necessary to appropriate funds in the amount not to exceed \$588,898.00 to fund this contract.

NOW, THEREFORE, BE IT FURTHER RESOLVED BY THE BOARD OF COUNTY COMMISSIONERS OF SHELBY COUNTY, TENNESSEE, That the expenditure of funds in the amount not to exceed \$588,898.00 for renovating restroom facilities for ADA compliance at 201 Poplar is hereby approved.

BE IT FURTHER RESOLVED, That funds in the amount not to exceed \$588,898.00 be and are hereby appropriated from CIP Project Number 307371, Office Buildings.

BE IT FURTHER RESOLVED, That the County Mayor is hereby authorized to execute any and all documents necessary to the intents of this resolution, executed copies of which documents shall be placed on file in Contracts Administration and Purchasing

Department.

BE IT FURTHER RESOLVED, That the County Mayor and the Director of Administration and Finance are authorized to issue their warrant or warrants in an amount not to exceed \$588,898.00 to Barnes & Brower, Inc. for the purposes contained in this resolution and to take proper credit in their accounting therefor.

Joe Ford
Interim Mayor

Date _____

ATTEST:

Clerk of County Commission

ADOPTED _____

SUMMARY

I. Description of Item

The Americans with Disabilities Act (ADA) of 1990, which went into effect on January 26, 1992, was enacted to protect the civil rights of people with disabilities. According to ADA, Shelby County Government is required to modify, as soon as feasible, any facilities that are determined to be inconsistent with ADA requirements. The Criminal Justice Center (CJC) at 201 Poplar has been identified to be inconsistent with ADA requirements. This resolution is part of a multi-year approach toward achieving ADA compliance in all SCG facilities. The attached resolution recommends approval of a contract with Barnes & Brower, Inc. for the provision of renovating restroom facilities for ADA compliance at 201 Poplar. Barnes & Brower, Inc. submitted the best bid with over 25% LOSB participation in the amount of \$588,898.00. Funds are available in the FY 2009-2010 Budget for CIP Project Number 307371, Office Building.

The project pertains to the renovation of one unisex restroom and 12 restroom groups for the total of 25 restrooms. The locations of these restrooms are on the lower level of the CJC up to the 9th floor. Work includes replacement of 49 lavatories, 56 toilet fixtures, 23 urinal fixtures, 110 lighting fixtures, and 72 toilet partitions. Additional work associated with replacements may include, but not limited to, concrete, wall, floor, tile, lighting, HVAC, etc.

II. Source and Amount of Funding

A. Amount Expended/Budget Line Item

FY 2009-2010 CIP PROJECT NO. 307371, OFFICE BUILDINGS

Original Allocation	\$2,350,000.00
Prior Appropriations – Other Resolutions	(100,000.00)
Pending Appropriations – Other Resolutions	<u>(0.00)</u>
Unappropriated Balance	\$2,250,000.00
This Appropriation	<u>(588,898.00)</u>
Unappropriated Balance, if Approved	<u><u>\$1,661,102.00</u></u>

B. All Costs (Direct/Indirect)

Contract Amount	\$588,898.00
Total Projected Expense	<u><u>\$588,898.00</u></u>

C. Additional or Subsequent Obligations or Expenses of Shelby County

None.

III. Contract Items

A. Type of Contract – County/Contractor Agreement

- B. Terms – Contractor shall execute the entire work described in the Contract Documents within eighteen (18) weeks from the actual start date as specified in the written “Notice to Proceed”.

IV. Additional Information Relevant to Approval of this Item

Administration recommends approval of this Resolution.